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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
08 AT SEATTLE

09 UNITED STATES OF AMERICA,)
10) CASE NO. MJ 10-179
11 Plaintiff,)
12)
13 v.)
14 HAROLD JON WILLIAMS,)
15)
16 Defendant.)
17)
18)
19)

20 Offense charged: Aggravated Sexual Abuse

21 Date of Detention Hearing: April 22, 2010

22 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
23 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
24 that no condition or combination of conditions which defendant can meet will reasonably assure
25 the appearance of defendant as required and the safety of other persons and the community.

26 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

27 (1) Defendant has a long criminal history, much of which appears to be related to a
28 serious problem of alcohol abuse. There are repeated instances of failures to appear for court and

01 bench warrant activity, with repeated failures to abide by court orders. There are several charges
02 of attempting to elude a pursuing police vehicle in the last year. The defendant's alcohol problem
03 appears to continue, despite treatment.

04 (2) Defendant's employment is sporadic and seasonal. He lives on the Swinomish
05 Tribal reservation, within a quarter of a mile from the alleged victim. Tribal authorities that it
06 would be "next to impossible" for the defendant and the alleged victim to both live on the
07 reservation and not come in contact with each other.

08 (3) Defendant poses a risk of danger based on criminal history, the nature of the
09 instant offense, and his proximity to the alleged victim of the instant offense. He poses a risk of
10 nonappearance based on a history of failures to appear and alcohol problems.

11 (4) There does not appear to be any condition or combination of conditions that will
12 reasonably assure the defendant's appearance at future Court hearings while addressing the
13 danger to other persons or the community.

14 It is therefore ORDERED:

15 (1) Defendant shall be detained pending trial and committed to the custody of the
16 Attorney General for confinement in a correction facility separate, to the extent
17 practicable, from persons awaiting or serving sentences or being held in custody
18 pending appeal;

19 (2) Defendant shall be afforded reasonable opportunity for private consultation with
20 counsel;

21 (3) On order of a court of the United States or on request of an attorney for the
22 Government, the person in charge of the corrections facility in which defendant

is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and

- (4) The clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 22nd day of April, 2010.

Mary Alice Theiler
Mary Alice Theiler
United States Magistrate Judge